



From: **Fiona Colwill - Licensing Enforcement Officer**

To: **Licensing Department**

our ref.
FC

ext. no.
3180

your ref.

date
4 August, 2015

LICENSING ACT 2003

APPLICATION FOR VARIATION OF A PREMISES LICENCE

APPLICANT: ROUTE 66, 17 COMMERCIAL STREET, MAESTEG, CF34

Licensing authority officers in their role as a responsible authority make the following representations: that the application, in its current format, does not support the licensing objectives and in particular, the operating schedule cannot be translated into enforceable conditions of licence:

Observations

The applicant has offered very little additional information in the Variation application on how he intends to promote the licensing objectives, although there are currently a number of conditions on the premises licence.

A strict age policy and a policy advising how staff will be trained on the requirements of the Licensing Act 2003 or any details of the proof of age scheme must be in force. The applicant refers to 'Over 25 Policy', but does not offer any further information. It is a mandatory condition that an age verification policy applies to a premises selling or supplying alcohol. This has not been fully evidenced in the operating schedule. As a minimum any policy shall include:

- all reasonable steps to be taken to prevent sales of alcohol to children under the age of 18 years, including prominent notices being displayed, at each point of entry to the premises and at all sales points, advising customers that the premises operates the relevant proof of age scheme
- Specify a proof of age requirement before sale of alcohol is made
- all reasonable steps to be taken to prevent adults from purchasing alcohol for or on behalf of children under 18 years
- A scheme that ensures any person attempting to purchase alcohol who is, or appears to be under the age of the relevant proof of age policy provides documented proof that he/she is over 18 years of age.
- A policy must be available advising on how staff will be trained on the prevention of the Sale of Alcohol to intoxicated persons.

Although the current premises licence states 'The Premises Licence Holder will ensure that staff are trained in the Licensing Act 2003', it does not specify what training staff will undertake or how often training will occur. All staff should be trained in all aspects of the Licensing Act 2003.

The premises is being marketed as a nightclub, as per signage at the venue, therefore, the current condition of children being accompanied by a responsible adult is not satisfactory.

Conditions / Restrictions

If the licence is granted, in order to promote the licensing objectives it is recommended that, along with the current conditions and conditions offered by the applicant, the following are also imposed:

1. Challenge 25 will form part of the premises age verification policy, a copy of which will be made available for inspection upon request by authorised officers and responsible authority officers.
2. Challenge 25 signage will be displayed prominently in all service areas
3. Electronic till prompts shall be installed and maintained on all tills in respect of alcohol sales, to support the Challenge 25 policy.
4. The Premises Licence Holder and DPS will ensure that staff record any refusals of the sale of alcohol electronically or by way of a Refusals Register. The Register or records shall be made available for inspection upon request by authorised officers and responsible authority officers.

Licensing Enforcement also recommend the following conditions replace those stated on the current licence.

Annex 2 (Prevention of Crime and Disorder) Condition 13 - 'The Premises Licence Holder will ensure that staff are trained in the Licensing Act 2003' shall be replaced with:

5. All staff shall be trained in all aspects of the Licensing Act 2003 on the commencement of employment, then annually or more frequently if necessary. Signed records will be kept by the DPS and made available for inspection upon request by authorised officers and responsible authority officers.

Annex 2 (Protection of Children from Harm) Condition 1 – 'The Premises Licence Holder will ensure that any child on the premises is accompanied by a responsible adult' be replaced with:

6. No children will be admitted to the premises.

Annex 2 (Protection of Children from Harm) Condition 3 – ‘The Premises Licence Holder will display restrictions on admission of children and sale of alcohol’ will have no purpose and, therefore, be removed.

Regards

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Fiona Colwill, Licensing Enforcement Officer

On behalf of **ASSISTANT CHIEF EXECUTIVE LEGAL AND REGULATORY SERVICES**